



CITY OF ABSECON
Municipal Complex
500 Mill Road
Absecon, New Jersey 08201

Carie A. Crone, RMC
Municipal Clerk

Phone (609) 641-0663 x101
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CITY COUNCIL

June 5, 2014

REGULAR MEETING - 7:00 PM

AGENDA

FLAG SALUTE

INVOCATION – William Williams III
Asbury United Methodist Church, Atlantic City

ROLL CALL

PRESIDENT'S STATEMENT ON THE SUNSHINE LAW

NOTIFICATION THAT THIS MEETING IS ELECTRONICALLY RECORDED

PRESENTATION – MAYOR

CLOSED SESSION – 112-2014

REPORTS Council Committees
Mayor
Administrator
Chief Financial Officer
Clerk
Engineer

PUBLIC PORTION

REGULAR MEETING AGENDA

CONSENT AGENDA

- 113** Granting a Raffle License to St. Elizabeth Ann Seton Church.
- 114** Authorizing the acceptance of, and when authorized, the release of various street opening permit security deposits.
- 115** Approving the insertion of a Special Item of Revenue into the 2014 Municipal Budget to allow for the receipt of \$1,200.00 from the State of New Jersey Cops in Shops.
- 116** Approving the insertion of a Special Item of Revenue into the 2014 Municipal Budget to allow for the receipt of \$16,069.50 from the State of New Jersey Clean Communities.
- 117** Authorizing the continuance of an Interlocal Services Agreement with the Atlantic County Utilities Authority for the provision of motor fuel.
- 118** Authorizing participation in the National Cooperative Contract with National Joint Powers Alliance (NJPA).
- 119** Authorizing the release of Escrow funds posted by Joseph Potkay.
- 120** Authorizing the release of a Maintenance Bond posted by John Rifici.
- 121** Authorizing the release of a Maintenance Guarantee posted by Schiff Enterprises.
- 122** Authorizing the Mayor to enter into an agreement with Local 77, Policemen's Benevolent Association, Inc. for a four-year labor agreement.
- 123** Authorizing the 2014 salaries for non-union employees.
- 124** Authorizing the need to advertise for a part time Fire Inspector.

APPROVAL OF BILL LIST - \$ 347,711.84

APPROVAL OF MINUTES

Regular Meeting Minutes – 5/15/2014

PUBLIC PORTION

CLOSED SESSION

ADJOURNMENT

CITY OF ABSECON

RESOLUTION 113-2014

**A RESOLUTION GRANTING A RAFFLE LICENSE
TO ST. ELIZABETH ANN SETON CHURCH**

WHEREAS, St. Elizabeth Ann Seton Church has applied for a license to conduct a raffle with the drawings to be held in Absecon on Sunday, July 20th, 2014.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ABSECON, that:

1. The following facts are hereby found and determined:
 - (a) The Applicant is qualified.
 - (b) The members designated to conduct the raffle are bona-fide active members.
 - (c) The members designated to conduct the raffle are of good moral character and have never been convicted of a crime.
 - (d) The Raffles will be conducted according to the Raffles Licensing Law and the Rules of the Legalized Games of Chance Control Commission.
 - (e) The proceeds are to be disposed of for a purpose permitted by the Raffles Licensing Law.
 - (f) There is satisfactory proof that no payment will be made for conducting the raffle or assisting therein except to the extent allowed by the law.
 - (g) There is satisfactory proof that the awards are of the nature and amount allowed by the Raffles Licensing Law.
 - (h) The rental to be paid for equipment, if applicable, does conform to the schedule of authorized rental prescribed by the Rules of the Control Commission.
 - (i) The license is granted.
2. The City Clerk is hereby authorized and directed to execute and deliver the proper certificates of the aforesaid Findings and Determinations in the Form prescribed and specified by the Legalized Games of Chance Control Commission.

Dated: June 5, 2014

**This is to certify this is a true copy of
a Resolution adopted by the Council
of the City of Absecon at a work and
regular meeting held on June 5, 2014.**

ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 114-2014

**A RESOLUTION AUTHORIZING THE ACCEPTANCE OF, AND
WHEN AUTHORIZED, THE RELEASE OF VARIOUS STREET
OPENING PERMIT SECURITY DEPOSITS**

WHEREAS, Ordinance 3 of 2001 established regulations specific to the opening and excavation of streets within the City; and

WHEREAS, the application process requires a security deposit in an amount determined by the City Engineer; and

WHEREAS, this security deposit shall be held by the City until such time as the Engineer verifies the satisfactory completion of the project and authorizes the release of said deposit.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Municipal Council of the City of Absecon that the Certified Financial Officer release the following security deposits:

<u>APPLICANT</u>	<u>PERMIT #</u>	<u>LOCATION</u>	<u>SECURITY DEPOSIT</u>
Doebley & Dad, LLC	33-10	500 Sooy Lane	\$500.00
US Army Corps of Engineers	63-10	Pleasant Ave. & Mill Rd.	\$2,690.00
Charles Sabatini	13-11	100 Highland Blvd.	\$500.00
Bill Kurtz Builder, LLC	81-12	30 Summit Avenue	\$555.00
Summit Drilling	24-13	Bayview Drive	\$500.00

BE IT FURTHER RESOLVED, this resolution shall be effective immediately.

DATED: June 5, 2014

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copy of a Resolution adopted by the
Council of the City of Absecon at a
Regular Meeting held June 5, 2014**

ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 115-2014

**A RESOLUTION APPROVING THE INSERTION OF A SPECIAL ITEM OF
REVENUE INTO THE 2014 MUNICIPAL BUDGET TO ALLOW FOR THE RECEIPT
OF \$1,200.00 FROM THE STATE OF NEW JERSEY COPS IN SHOPS**

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the City of Absecon will receive \$1,200.00 from the State of New Jersey Cops in Shops and wishes to amend its 2014 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Absecon hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$1,200.00, which is now available as revenue from:

Miscellaneous Revenue
Special Items of General Revenue Anticipated with Prior Written Consent of the
Director of Local Government Services:
State and federal Revenues Offset with Appropriations:
Cops and Shops; and

BE IT FURTHER RESOLVED, that the Municipal Clerk forward two copies of this resolution to the Director of Local Government Services.

Dated: June 5, 2014

**This is to certify that this is a true
copy of a Resolution adopted by the
Council of the City of Absecon at a
Regular Meeting held June 5, 2014**

ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 116-2014

**A RESOLUTION APPROVING THE INSERTION OF A SPECIAL ITEM OF
REVENUE INTO THE 2014 MUNICIPAL BUDGET TO ALLOW FOR THE RECEIPT
OF \$16,069.50 FROM THE STATE OF NEW JERSEY CLEAN COMMUNITIES**

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the City of Absecon will receive \$16,069.50 from the State of New Jersey Clean Communities and wishes to amend its 2014 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Absecon hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$16,069.50, which is now available as revenue from:

Miscellaneous Revenue
Special Items of General Revenue Anticipated with Prior Written Consent of the
Director of Local Government Services:
State and Federal Revenues Offset with Appropriations:
Clean Communities; and

BE IT FURTHER RESOLVED, that the Municipal Clerk forward two copies of this resolution to the Director of Local Government Services.

Dated: June 5, 2014

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ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 117-2014

**A RESOLUTION OF THE CITY OF ABSECON AUTHORIZING THE CONTINUANCE
OF AN INTERLOCAL SERVICES AGREEMENT WITH THE ATLANTIC COUNTY
UTILITIES AUTHORITY FOR THE PROVISION OF MOTOR FUEL**

WHEREAS, the City Council of the City of Absecon wishes to continue the use of services provided by the Atlantic County Utility Authority; performing various services for the municipality; and

WHEREAS, the Atlantic County Utility Authority is qualified, to perform the required services in the manner and on the terms and conditions set forth in the attached contract.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Absecon that the Atlantic County Utilities Authority is hereby authorized to provide motor fuels to the City of Absecon.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to enter into and execute the Interlocal Services Agreement attached hereto.

BE IT FURTHER RESOLVED, the Agreement shall be effective February 19, 2014 through February 18, 2019.

Dated: June 5, 2014

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Regular Meeting held June 5, 2014**

ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 118-2014

A RESOLUTION AUTHORIZING PARTICIPATION IN THE NATIONAL COOPERATIVE CONTRACT WITH NATIONAL JOINT POWERS ALLIANCE (NJPA)

WHEREAS, N.J.S.A. 52:34-6.2(b) P.L. 2011, c.139 was enacted into law permitting agencies to use national purchasing cooperatives; and

WHEREAS, the City of Absecon desires to participate in a National Cooperative Contract established by National Joint Powers Alliance in order to effect substantial economies in the purchase of heavy construction equipment; and

WHEREAS, National Joint Powers Alliance has contracted with John Deere Construction Retail Sales for the purchase of heavy construction equipment; and

WHEREAS, the City of Absecon may enter into a contractual agreement with the NJPA through this resolution and a properly executed contract / purchase order, which shall be subject to all the conditions applicable to the current New Jersey Local Public Contracts Law.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Absecon authorizes the Chief Financial Officer to purchase from the National Joint Powers Alliance and its contract with John Deere Construction Retail Sales pursuant to all conditions of the contract and in compliance with the New Jersey Local Public Contracts Law; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer shall certify the availability of funds for a purchase made from the National Joint Powers Alliance pursuant to N.J.A.C. 5:30-5.5(b) prior to placing the order.

Dated: June 5, 2014

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Attest: _____
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 119-2014

**A RESOLUTION AUTHORIZING THE RELEASE OF ESCROWS
POSTED BY JOSEPH POTKAY**

WHEREAS, Joseph Potkay has posted Zoning Escrows for approvals on property known as Block 1.02, Lot 13, 1117 Plymouth Landing Road in the City of Absecon in accordance with the provisions of the Municipal Land Use law; and

WHEREAS, the Zoning Board Engineer has indicated that the approvals have been satisfactorily completed and that they may be released.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Absecon as follows:

1. The Chief Financial Officer is hereby authorized to release the remaining Zoning Escrow in the amount of \$220.00.

Dated: June 5, 2014

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ATTEST: _____
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CITY OF ABSECON

RESOLUTION 120-2014

**A RESOLUTION AUTHORIZING THE RELEASE OF MAINTENANCE
BOND POSTED BY JOHN RIFICI**

WHEREAS, John Rifci has posted a Maintenance Guarantee for improvements on property known as Block 2, Lot 13, Upland Avenue in the City of Absecon in accordance with the provisions of the Municipal Land Use law; and

WHEREAS, the City Engineer has indicated to the Municipal Council that the improvements covered by the Maintenance Guarantee have been satisfactorily completed and that the Maintenance Guarantee may be released.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Absecon as follows:

1. The Chief Financial Officer is hereby authorized to release the Maintenance Guaranty previously posted in the amount of \$7,208.89.

Dated: June 5, 2014

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ATTEST: _____
Carie A Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 121- 2014

**A RESOLUTION AUTHORIZING THE RELEASE OF A MAINTENANCE
GUARANTEE POSTED BY SCHIFF ENTERPRISES**

WHEREAS, Schiff Enterprises has posted a Maintenance Guarantee for improvements on property known as, Block 214, Lot 9 in the City of Absecon in accordance with the provisions of the Municipal Land Use law; and

WHEREAS, the City Engineer has indicated to the Municipal Council that the improvements covered by the Maintenance Guarantee have been satisfactorily completed and that the Maintenance Guarantee may be released.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Absecon as follows:

1. The Chief Financial Officer is hereby authorized to release the Maintenance Guarantee previously posted in the amount of \$18,266.18.

Dated: June 5, 2014.

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ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 122-2014

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO
AN AGREEMENT WITH LOCAL 77, POLICEMEN'S BENEVOLENT
ASSOCIATION, INC. FOR A FOUR-YEAR LABOR AGREEMENT**

WHEREAS, the City of Absecon is currently in agreement with Local 77, Policemen's Benevolent Association, Inc. hereinafter referred to as Local 77, for a labor agreement covering uniform police personnel; and

WHEREAS, the City and Local 77 have come to a labor agreement to replace the existing agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Absecon, that Mayor is hereby authorized to execute the agreement covering the City of Absecon's Police Department employees for the period January 1, 2012 through December 31, 2015.

Dated: June 5, 2014

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**ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk**

CITY OF ABSECON

RESOLUTION 123-2014

**A RESOLUTION AUTHORIZING THE 2014 SALARIES
FOR NON-UNION EMPLOYEES**

WHEREAS, the City of Absecon's Mayor and Council are responsible for establishing the salaries for employees not represented by a collective bargaining unit;

WHEREAS, those salaries must fall within the salary ranges set forth by the most recent Salary Ordinance, that being 17-2013;

WHEREAS, it has been determined that employees not represented by a collective bargaining unit will receive a salary increase of 2% for the year 2014 retroactive to January 1st of the year;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Absecon that the Chief Financial Officer is hereby authorized to compensate the employees covered by this resolution, and

BE IT FURTHER RESOLVED, this Resolution shall take effect immediately.

Dated: June 5, 2014

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**Attest: _____
Carie A. Crone, RMC, Municipal Clerk**

CITY OF ABSECON

RESOLUTION 124-2014

**A RESOLUTION AUTHORIZING THE NEED TO
ADVERTISE FOR A PART TIME FIRE INSPECTOR**

WHEREAS, there is a need to fill the position of Part Time Fire Inspector in the Fire Prevention Bureau of the City of Absecon; and

WHEREAS, consent of Council is required prior to advertisement of personnel positions.

NOW THEREFORE BE IT RESOLVED by the Mayor and Municipal Council of the City of Absecon that

1. Authorization is hereby granted to advertise for one part-time Fire Inspector.
2. The advertisement for said positions will be done according to law and will be handled as soon as practically possible.

Dated: June 5th, 2014

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Regular Meeting held June 5, 2014**

**ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk**